GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINORITIES WELFARE DEPARTMENT - KAZIS ACT, 1880 (Central Act XII of 1880) - Extension of tenure of Sri Kazi Muttahir (Jamai), S/o (Late) K. Yusuf Jani, Gaddaveedhi at Kurnool Town, Government Kazi for Ahl-e-Hadees Section of Nandikotkur and Kurnool Town of Kurnool District from 23.03.2019 for a further period of three (3) years for performing Marriages of Muslim Community only - Notification - Orders - Issued.

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MINORITIES WELFARE (IDM) DEPARTMENT

G.O.RT.No. 74 **Dated: 23-06-2020.**
Read the following:-

1. G.O.Rt.No.48, Minorities Welfare (IDM) Department dt:24.03.2016.
2. From the Collector and District Magistrate, Kurnool District, Rc.No.E8/757/2019, Dt:04.12.2019.

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O R D E R

In the reference 1st read above, orders have been issued appointing Sri Khazi Muttahir (Jamai), S/o Late K. Yusuf Jani residing at H.No.32-185, Gaddaveedhi at Kurnool as Government Khazi of Ahl-e-Hadees Section of Nandikotkur and Kurnool Town of Kurnool District initially for a period of three(3) years for performing Marriages of Muslim Community only, as per Section(2) of the Khazis Act, 1880 (Central Act XII of 1880).

2. In the reference 2nd read above, the Collector & District Magistrate, Kurnool District has stated that Sri Kazi Muttahir (Jamai), S/o Late K. Yusuf Jani, R/o 32-185, Gaddaveedhi at Kurnool Town vide his representation dated 22.04.2019 has applied for Government Kazi post of Ahl-e-Hadees Section of Nandikotkur and Kurnool Town, Kurnool District. He has further stated that, the Revenue Divisional Officer, Kurnool Division and the Tahsildar, Kurnool Mandal have reported that Sri Kazi Muttahir (Jamai), S/o Late K.Yusuf Jani has applied for the post of Government Kazi for Ahl-e-Hadees Section and the applicant has residing at Kurnool town, who belongs to Muslim Community, studied Arabic Degree course in Moulana Azad National Urdu University and Muslim culture and Tahsildar, Kurnool, has further reported that the applicant residing in H.No.32-185, Gaddaveedhi at Kurnool Town. As per the report of the Tahsildar, nobody raised objections in this regard to appoint him as Government Kazi at Kurnool Mandal U/s.2 of the Kazi's Act, 1880 (Central Act XII of 1880) for Ahl-e-Hadees Section at Kurnool and Nandikotkur Mandal. Finally, the District Collector, Kurnool has requested to appoint Sri Kazi Muttahir (Jamai), S/o Late K. Yusuf Jani as Government Kazi U/s. 2 of the Kazis Act, 1880 for Ahl-e-Hadees Section, Kurnool and Nandikotkur Mandal of Kurnool Division.

3. After careful examination of the proposal of the Collector & District Magistrate, Kurnool District, the Government hereby extend the tenure of Sri Kazi Muttahir (Jamai), S/o (Late) K. Yusuf Jani, R/o 32-185, Gaddaveedhi at Kurnool Town, Government Kazi for Ahl-e-Hadees Section of Nandikotkur and Kurnool Town of Kurnool District from 23.03.2019 for a further period of three (3) years, for performing the Marriages of Muslim Community only, as per Section(2) of the Kazis Act, 1880 (Central Act XII of 1880) subject to the following conditions:

1. The Kazi is answerable to the Government for his actions.
2. The appointment of the Kazi can be revoked by the Government on receipt of complaints/verification of records or in extreme cases without notice, if malafide is established as per record.
3. The Kazi shall not indulge any illegal activity in the conduct of marriages nor infringe any law established by the Government.

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4. The Kazi shall not carry out marriage of any minor.
5. The Kazi shall not act in any way which is prohibited in Islam or is not permissible in Islam.
6. The Kazi shall not conduct contract marriages.
7. The Kazi or his Naib Kazi shall not perform any marriage, in any area, beyond his specified Jurisdiction.
8. The Kazi shall charge the specified fee and nothing more.
9. The Kazi shall appoint not more than three (3) Naib Kazis and the names of such Naib Kazis shall be informed to the Government.
10. Government shall have the right to take disciplinary action against the Kazi, in case of any contravention of Law or of any conditions specified above.
11. The Kazi shall hand-over the Marriage Record to the Wakf Board, at the end of the tenure.

4. If any question arises whether any person has been rightly extended the services for further period of three years as Kazi under the above said Section, the decision thereof by the State Government shall be conclusive. The State Government may, if it thinks fit, suspend or remove any Kazi appointed under this Section, who is guilty of any misconduct in the execution of his Office, or who is for a continuous period of six months absent from the local area for which he is appointed, or leaves such local area for the purpose of residing elsewhere, or is declared an insolvent or desires to be discharged from the office, or who refuses or becomes in the opinion of the State Government unfit, or personally incapable to discharge the duties of office.

5. The following Notification shall be published in the next issue of Andhra Pradesh State Gazette:-

NOTIFICATION

"In exercise of the powers conferred by Section (2) of the Kazis Act,1880 (Central Act XII of 1880), the Government of Andhra Pradesh, after consulting the Principal Mohammadan residents of local area, hereby extend the tenure of Sri Kazi Muttahir (Jamai), S/o (Late) K. Yusuf Jani, R/o 32-185, Gaddaveedhi at Kurnool Town, Government Kazi for Ahl-e-Hadees Section of Nandikotkur and Kurnool Town of Kurnool District for a further period of three (3) years from 23.03.2019, for performing Marriages of Muslim Community only".

6. The District Collector, Kurnool is directed to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHD ILIYAS RIZVI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Kazi Muttahir (Jamai), S/o (Late) K. Yusuf Jani,
R/o 32-185, Gaddaveedhi at Kurnool Town
(Through the Collector and District Magistrate, Kurnool District)
The Collector and District Magistrate, Kurnool District.

Copy to:

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(And to furnish 10 copies)
The Chief Executive Officer, A.P. State Waqf Board, Vijayawada.
P.S. to Hon'ble Deputy Chief Minister(MW), A.P. Secretariat, Velagapudi.
P.S to Principal Secretary to Government, Minorities Welfare Department, A.P. Secretariat, Velagapudi.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER